

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CONTEL CELLULAR OF)	
KENTUCKY, INC. FOR ISSUANCE OF A)	
CERTIFICATE OF PUBLIC CONVENIENCE AND)	CASE NO. 95-031
NECESSITY TO CONSTRUCT AN ADDITIONAL CELL)	
FACILITY IN THE LOUISVILLE, KENTUCKY)	
METROPOLITAN STATISTICAL AREA (BROWNSBORO)	
ROAD CELL FACILITY))	

O R D E R

The Commission has received the attached letters of opposition from Ms. Muriel D. Flesch, Robert H. Howard, Robert L. Weaver, Nancy R. Lage, and Mary B. Kayse (hereinafter referred to collectively as "Petitioners") regarding the proposed cellular telecommunications facility to be located at 1913 Rudy Lane, Louisville, Jefferson County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Contel Cellular of Kentucky, Inc. ("Contel Cellular") shall respond to the Petitioners' concerns by certified letter within 10 days of the date of this Order.
2. Contel Cellular shall file a copy of each certified letter and dated receipt within 7 days of the date on the receipt.

Done at Frankfort, Kentucky, this 22nd day of March, 1995.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:



Executive Director

RECEIVED

MAR 20 1995

RECEIVED

GENERAL COUNSEL

Mrs. Robert H. Howard

MAR 20 1995 7012 Springdale Road, Louisville, Kentucky 40241

PUBLIC SERVICE
COMMISSION

95-031

3-18-95

To whom it may Concern:

As a prospective buyer of
a Condominium (having selected
a site and put a deposit on same)
in Ashwood Bluffs, I strongly
oppose the installation of the
proposed Cellular Radio Tower.

This is a nice, quite and
prestigious neighborhood that
would be spoiled by such an
installation.

Sincerely,

Robert H. Howard

RECEIVED

78 Westwind Road
Louisville, KY 40207

MAR 20 1995

March 17, 1995

GENERAL COUNSEL

Mr. Don Mills
Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 616
Frankfort, KY 40602

RECEIVED

MAR 20 1995

PUBLIC SERVICE
COMMISSION

95-031


Dear Mr. Mills:

I wish to protest the erection of a cellular radio tower by Mr. Kingsley Stratton on the Rudy Lane property adjacent to the Ashwood Bluff Condominium in Louisville. My wife and I placed a deposit towards the purchase of a unit in this condominium last fall. At that time no such structure was even contemplated and had we known of such a proposal we would have been more cautious and less enthusiastic about moving into Ashwood Bluff. We are certain that the quality and value of our new property will be seriously compromised by Mr. Stratton's tower.

We urge the Public Service Commission to reject the proposal.

Thank you for your assistance.

Yours truly,



Robert L. Weaver

Private

The Prudential
Parks & Welsberg
REALTORS®

RECEIVED

Reply to

March 17, 1995

MAR 20 1995

CORPORATE HEADQUARTERS
EDUCATION & MARKETING DIVISION
Two Paragon Centre • Suite 100
6040 Dutchmans Lane
Louisville Kentucky 40205
(502) 458-1988 • FAX (502) 458-0330
1-800-821-8763

RELOCATION DIVISION
APPRAISAL & MORTGAGE SERVICES
Two Paragon Centre • Suite 100
6040 Dutchmans Lane
Louisville Kentucky 40205
(502) 458-1988 • FAX (502) 458-0330
1-800-821-8763

RESIDENTIAL SALES OFFICE
Kentucky

☒ **Brownsboro Road Office**
4898 Brownsboro Center
Louisville Kentucky 40207
(502) 897-3321 • FAX (502) 895-0193

☐ **Bardstown Rd. / Southeast**
1411 Bardstown Rd.
Louisville Kentucky 40218 4800
(502) 459-1927 • FAX (502) 459-8791

☐ **The Park Office**
2010 Cherokee Parkway
Louisville Kentucky 40204
(502) 458-8188 • FAX (502) 458-8623

☐ **St. Matthews Office**
Two Paragon Centre • Suite 100
6040 Dutchmans Lane
Louisville Kentucky 40205
(502) 458-1988 • FAX (502) 458-0330

Indiana

☐ **New Albany Office**
3317 Grantline Road
New Albany Indiana 47150
(812) 945-2381 • FAX (812) 949-4077

☐ **Jeffersonville Office**
1713 East 10th Street
Jeffersonville Indiana 47130
(812) 282-0426 • FAX (812) 288-1275

COMMERCIAL SERVICES

☐ **4898 Brownsboro Center**
Louisville Kentucky 40207
(502) 898-1234 • FAX (502) 897-3794

PROPERTY MANAGEMENT

☐ **1411 Bardstown Road**
P.O. Box 18227
Louisville Kentucky 40261-0227
(502) 459-1928 • FAX (502) 459-1934

ACCOUNTING DIVISION

☐ **1411 Bardstown Road**
P.O. Box 18227
Louisville Kentucky 40261-0227
(502) 459-1921 • FAX (502) 459-1934

PUBLIC
COMM

Mr. Don Mills
Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, Ky. 40602

15-051

Dear Mr. Mills:

On behalf of my client who has purchased a Condo in Ashwood Bluff, we are protesting the impending cellular tower, which Mr. Kingsley Stratton has proposed on the adjoining property on Rudy lane in Louisville.

This will detract from the appearance of the property, and shall become an eyesore.

Please do not allow this tower to be constructed.

Sincerely,
Nancy R. Lago
Nancy R. Lago
Sales Associate

cc Susan Solley

RECEIVED

MAR 21 1995

GENERAL COUNSEL



Debbie E.

March 17th 1995
Friday

RECEIVED RECEIVED
MAR 21 1995 MAR 20 1995
GENERAL COUNSEL PUBLIC SERVICE
COMMISSION

45-031

Dear Mr. Mills,

Mr. Husband and I recently signed a contract to purchase an expensive Condominium from Poly Lane, Inc. adjacent to Windy Falls Subdivision. We have, now, been advised that Mr. Kenneth Stutton has proposed a Cellular Radio Tower to you, on adjacent property. This was not, it seems, included in his original proposal for development of adjacent property.

We object very strongly to Mr. Stutton's new proposal as an intrusion on the property owners of a quite upscale neighborhood.

Thank you for your consideration of our complaint.

Sincerely,

Mary B. Kayse

5701 Coalgate Wynde-88- Louisville Ky 40207

95-031

MARCH 16, 1995

RECEIVED

TO: PUBLIC SERVICES COMMISSION:

SUBJECT: CELLULAR RADIO TOWER:

MAR 17 1995

FROM: MURIEL D. FLESC, 3350 DAYTON AVE LOUISVILLE, KY 40207

PUBLIC
COMMISSION

I WOULD LIKE TO EXPRESS MY DISAPPROVAL OF THE INSTALLATION OF A CELLULAR RADIO TOWER PROPOSED BY MR. KINGSLEY STRATTON, THE DEVELOPER OF THE ADJACENT PROPERTY.

ON NOVEMBER 21, 1994, I SIGNED A CONTRACT TO PURCHASE A PATIO HOME, WHICH IS UNDER CONSTRUCTION AT THIS TIME. THE COMMUNITY WILL BE CALLED ASHWOOD BLUFF CONDOMINIUM WHICH IS ADJACENT TO THE PROPOSED SITE. THE DISTANCE FROM THE TOWER WILL BE APPROXIMATELY 300 FEET FROM MY UNIT. THE UNIT I PURCHASED IS IN THE UPPER PRICE RANGE AND IN AN ESTABLISHED NEIGHBORHOOD. MR. STRATTON COULD GREATLY PROFIT FROM HIS PROPOSED PROJECT WHILE OTHERS SUFFER FROM COMMERCIAL VENTURES AND A POSSIBLE HEALTH HAZARD.

Muriel D. Flesc